

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DEFINITION SERVICES INC.,
a British Virgin Islands corporation,

Plaintiff,

V.

GVA CAPITAL LTD.,
a Cayman Islands exempted company,

Defendant.

C.A. No. 21-cv-00741-JLH

SIXTH JOINT STIPULATION AND ~~{PROPOSED}~~ ORDER STAYING PROCEEDINGS

WHEREAS, on October 27, 2022, the Court entered a scheduling order in this matter (D.I. 85);

WHEREAS, on February 7, 2023, Plaintiff Definition Services Inc. (“Definition”) moved for a temporary stay of these proceedings (D.I. 90-92, 94) (the “Motion to Stay”), which motion was opposed by Defendant GVA Capital Ltd. (“GVA”) (D.I. 93);

WHEREAS, on March 28, 2023, the parties stipulated to a stay of these proceedings for 30 days, which the Court so-ordered on March 28, 2023 (D.I. 104-05) (the “First Stipulated Stay”);

WHEREAS, during the First Stipulated Stay, GVA applied for a license from the Office of Foreign Assets Control (“OFAC”) to engage in settlement negotiations with Definition regarding the assets at the center of the dispute in this case, which assets are currently blocked by OFAC;

WHEREAS, following the expiration of the First Stay, on May 2, 2023, the Court denied Definition's Motion to Stay (D.I. 109);

WHEREAS, on May 26, 2023, the parties stipulated to a proposed amended scheduling order, which was so-ordered by the Court on May 30, 2023 (D.I. 124) (the “Amended Scheduling Order”);

WHEREAS, following entry of the Amended Scheduling Order, on July 11, 2023, GVA and Definition stipulated to a second stay of these proceedings for a period of six (6) months, and adjourning all pretrial deadlines in order for the parties to address OFAC-related issues related to these proceedings, which stipulation the Court so-ordered on July 12, 2023 (the “Second Stipulated Stay”);

WHEREAS, on December 8, 2023, GVA and Definition stipulated to a third stay of these proceedings for a period of six (6) months, and adjourning all pretrial deadlines in order for the parties to address OFAC-related issues related to these proceedings, which stipulation the Court so-ordered on December 14, 2023 (the “Third Stipulated Stay”);

WHEREAS, on December 18, 2023, OFAC issued License No. MUL-2023-1052303-1 (the “License Agreement”) enabling the parties to negotiate a settlement of this matter, which expires on the earlier of the completion of an authorized transaction or January 31, 2025;

WHEREAS, on May 14, 2024, GVA and Definition stipulated to a fourth stay of these proceedings for a period of sixty (60) days, which stipulation the Court so-ordered on May 15, 2024 (the “Fourth Stipulated Stay”);

WHEREAS, on June 20, 2024, GVA and Definition stipulated to a fifth stay of these proceedings for a period of ninety (90) days, which stipulation the Court so-ordered on June 21, 2024 (the “Fifth Stipulated Stay”);

WHEREAS, the parties are engaged in productive settlement discussions and agree that the stay should be extended until the expiration of the License Agreement to afford the parties time to

finalize a settlement resolving the matter and removing it from the Court's docket;

IT IS HEREBY STIPULATED AND AGREED by the undersigned counsel for Definition and GVA, subject to the approval of the Court, that:

- (1) This matter is temporarily stayed until February 3, 2025 (the "Sixth Stipulated Stay");
- (2) All pre-trial deadlines in the Amended Scheduling Order, as well as the trial date, continue to be adjourned; and
- (3) Fourteen (14) days prior to the expiration of this Sixth Stipulated Stay, the parties shall jointly file an update to the Court including a proposed pre-trial schedule.

Dated: September 4, 2024

PASHMAN STEIN WALDER HAYDEN, P.C.

/s/ Alexis R. Gambale

Joseph C. Barsalona II (DE Bar No. 6102)
Alexis R. Gambale (DE Bar No. 7150)
824 N. Market Street, Suite 800
Wilmington, DE 19801
(302) 592-6497
jbarsalona@pashmanstein.com
agambale@pashmanstein.com

KASOWITZ BENSON TORRES LLP

Joshua N. Paul (*pro hac vice*)
Andrew H. Elkin (*pro hac vice*)
Gabriel Santos Neves (*pro hac vice*)
1633 Broadway
New York, NY 10019
212.506.1700

*Attorneys for Plaintiff
Definition Services Inc.*

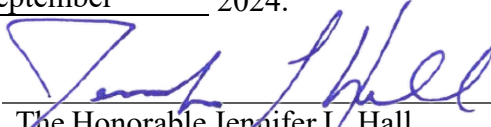
DLA PIPER LLP (US)

/s/ R. Craig Martin

R. Craig Martin (DE Bar No. 5032)
Kelly L. Freund (DE Bar No. 6280)
1201 N. Market Street, Suite 2100
Wilmington, DE 19801
302.468.5700
craig.martin@us.dlapiper.com
kelly.freund@us.dlapiper.com

*Attorneys for Defendant
GVA Capital Ltd.*

IT IS SO ORDERED this 6th day of September 2024.



The Honorable Jennifer L. Hall
United States District Judge